

**STAFF REPORT
OUTDOOR MUSIC VENUE PERMIT**

CASE NUMBER: SO-2011-0173M

NAME AND LOCATION OF BUSINESS: East Side Drive In, 1001 E. 6th Street

ZONING: TOD-NP

APPLICANT/AGENT: Richard Kooris

APPELLENT: Richard Kooris

REQUEST: Denial of Outdoor Music Venue Permit

TIMELINE/SUMMARY OF ACTIONS:

May 9, 2011 - Application received
June 7, 2011 - Noticed mailed
June 21, 2011 - Date to register as interested party
July 13, 2011 - Application denied
July 20, 2011 - Appeal received
July 23, 2011 - Deadline to appeal decision

STAFF RECOMMENDATION: Denial of appeal for the following reason:

Due to the property not having a primary use, if the OMV permit was issued that would make the use outdoor entertainment which is prohibited in TOD zoning.

EXISTING ZONING AND LAND USES:

	ZONING	LAND USES
SITE	TOD-NP	Vacant land
NORTH	TOD-NP	Warehouse/residence
SOUTH	TOD-NP	Vacant land
EAST	TOD-NP	Warehouse
WEST	TOD-NP	Antiques